

**UNITED STATES JUDICIAL PANEL  
on  
MULTIDISTRICT LITIGATION**

**IN RE: NEW ENGLAND COMPOUNDING  
PHARMACY, INC., PRODUCTS LIABILITY  
LITIGATION**

MDL No. 2419

(SEE ATTACHED SCHEDULE)

**CONDITIONAL TRANSFER ORDER (CTO -2)**

On February 12, 2013, the Panel transferred 4 civil action(s) to the United States District Court for the District of Massachusetts for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. §1407. *See* \_\_F.Supp.2d\_\_ (J.P.M.L. 2013). Since that time, 98 additional action(s) have been transferred to the District of Massachusetts. With the consent of that court, all such actions have been assigned to the Honorable F. Dennis Saylor.

It appears that the action(s) on this conditional transfer order involve questions of fact that are common to the actions previously transferred to the District of Massachusetts and assigned to Judge Saylor.

Pursuant to Rule 7.1 of the Rules of Procedure of the United States Judicial Panel on Multidistrict Litigation, the action(s) on the attached schedule are transferred under 28 U.S.C. §1407 to the District of Massachusetts for the reasons stated in the order of February 12, 2013, and, with the consent of that court, assigned to the Honorable F. Dennis Saylor.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the District of Massachusetts. The transmittal of this order to said Clerk shall be stayed 7 days from the entry thereof. If any party files a notice of opposition with the Clerk of the Panel within this 7-day period, the stay will be continued until further order of the Panel.

Inasmuch as no objection is  
pending at this time, the  
stay is lifted.

Mar 04, 2013

CLERK'S OFFICE  
UNITED STATES  
JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION

FOR THE PANEL:



Jeffery N. Lüthi  
Clerk of the Panel

**IN RE: NEW ENGLAND COMPOUNDING  
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**SCHEDULE CTO-2 – TAG-ALONG ACTIONS**

<u>DIST</u>	<u>DIV.</u>	<u>C.A.NO.</u>	<u>CASE CAPTION</u>
MICHIGAN EASTERN			
MIE	2	12-15085	Maroudis et al v. New England Compounding Pharmacy, Inc.
MIE	2	12-15087	Skone et al v. New England Compounding Pharmacy, Inc.
MIE	2	12-15088	Davis et al v. New England Compounding Pharmacy, Inc.
MIE	2	12-15089	Matthews et al v. New England Compounding Pharmacy, Inc.
MIE	2	12-15534	Chatas v. New England Compounding Pharmacy, Inc.
MIE	2	12-15537	Freeman et al v. New England Compounding Pharmacy, Inc.
MIE	2	12-15539	Johnson et al v. New England Compounding Pharmacy, Inc.
MIE	2	12-15541	Litogot v. New England Compounding Pharmacy, Inc.
MIE	2	12-15542	Montalvo et al v. New England Compounding Pharmacy, Inc.
MIE	2	13-10472	Richardson et al v. New England Compounding Pharmacy, Inc.
MIE	2	13-10478	Bricker v. New England Compounding Pharmacy, Inc.
MIE	2	13-10484	Darnell v. New England Compounding Pharmacy, Inc.
<del>MIE</del>	<del>2</del>	<del>13-10625</del>	<del>Zwiesler et al v. New England Compounding Pharmacy, Inc. et al</del> Vacated 2/27/2013
MIE	4	12-15444	Toner v. New England Compounding Pharmacy, Inc.
MIE	4	12-15538	Gould et al v. New England Compounding Pharmacy, Inc.
MIE	4	12-15616	Robinson et al v. New England Compounding Pharmacy, Inc.
MIE	5	12-15536	Darragh v. New England Compounding Pharmacy, Inc.
VIRGINIA WESTERN			
<del>VAW</del>	<del>7</del>	<del>12-00615</del>	<del>Proffitt v. New England Compounding Pharmacy Inc. et al</del> Opposed 3/1/2013

<del>VAW</del>	7	<del>12-50132</del>	<del>Beggs v. New England Compounding Pharmacy, Inc.</del> <del>et al</del> Opposed 3/1/2013
VAW	7	13-00016	Mowles v. New England Compounding Pharmacy Inc. et al